

MINUTES

MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON ENERGY AND TELECOMMUNICATIONS

Call to Order: Chair Duane Ankney, on February 23, 2017 at 3:00 PM, in Room 317
Capitol

ROLL CALL

Members Present:

Sen. Duane Ankney, Chair (R)
Sen. Pat Connell, Vice Chair (R)
Sen. Dick Barrett (D)
Sen. Mark Blasdel (R)
Sen. Douglas (Doug) Kary (R)
Sen. Sue Malek (D)
Sen. Mary McNally (D)
Sen. Keith Regier (R)
Sen. Tom Richmond (R)
Sen. Jason D. Small (R)
Sen. Russel (Russ) Tempel (R)
Sen. Gene Vuckovich (D)
Sen. Cynthia Wolken (D)

Members Excused: None

Members Absent: None

Staff Present: Charlene Devine, Committee Secretary
Sonja Nowakowski, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Executive Action: SB 201, Be Tabled; SB 210, Be Tabled; SB 273, Be Tabled; SB 277, Be Tabled; SJ 10, Do Pass; SB 299 Motion Withdrawn

00:00:44 Chair Ankney

EXECUTIVE ACTION ON SB 201

00:01:33 **Motion:** Sen. Connell moved that **SB 201 DO PASS.**

00:01:59 **Motion:** Sen. Connell moved that **SB 201 BE AMENDED.**
EXHIBIT(ens40a01)

Discussion:

00:02:25 Sonja Nowakowski, Legislative Services Division (LSD)

00:02:38 Sen. Connell

00:03:35 Sen. Malek

00:03:48 Ms. Nowakowski, LSD

00:04:11 Sen. Barrett

00:04:35 Sen. Connell

00:05:27 **Vote:** Motion failed 3-10 by roll call vote with Sen. Malek, Sen. McNally and Sen. Wolken voting aye. Sen. Kary voted by proxy.

00:06:27 **Motion/Vote:** Motion failed 4-9 by roll call vote with Sen. Barrett, Sen. Malek, Sen. McNally and Sen. Wolken voting aye. Sen. Kary voted by proxy.

00:07:41 **Motion/Vote:** Sen. Connell moved that **SB 201 BE TABLED AND THE VOTE REVERSED.** Motion carried 9-4 by voice vote with Sen. Barrett, Sen. Malek, Sen. McNally and Sen. Wolken voting no. Sen. Kary voted by proxy.

EXECUTIVE ACTION ON SB 273

00:09:06 **Motion:** Sen. Connell moved that **SB 273 DO PASS.**

00:09:20 **Substitute Motion/Vote:** Sen. Connell made a Substitute Motion that **SB 273 BE TABLED.** Substitute Motion carried 10-3 by roll call vote with Sen. Barrett, Sen. Vuckovich and Sen. Wolken voting no. Sen. Kary voted by proxy.

EXECUTIVE ACTION ON SB 277

00:10:40 **Motion:** Sen. Connell moved that **SB 277 DO PASS.**

00:10:46 **Substitute Motion/Vote:** Sen. Richmond made a Substitute Motion that **SB 277 BE TABLED.** Substitute Motion carried unanimously by roll call vote. Sen. Kary voted by proxy.

EXECUTIVE ACTION ON SB 299

00:12:14 **Motion:** Sen. Connell moved that **SB 299 DO PASS.**

00:13:01 **Motion:** Sen. Richmond moved that **SB 299 BE AMENDED.**
[EXHIBIT\(ens40a02\)](#)

Discussion:

00:14:10 Sen. Richmond

00:14:50 **Vote:** Motion carried 8-5 by roll call vote with Sen. Barrett, Sen. Malek, Sen. McNally, Sen. Vuckovich and Sen. Wolken voting no. Sen. Kary voted by proxy.

00:15:46 **Motion:** Sen. Connell moved that **SB 299 DO PASS AS AMENDED.**

Discussion:

00:15:49 Sen. McNally

00:16:04 Sen. Richmond

00:16:08 Without objection Sen. Connell withdrew DO PASS Motion.

00:16:10 Sonja Nowakowski, Legislative Services Division

00:16:15 Sen. Richmond

00:16:27 Sen. Barrett

00:17:14 Sen. Connell

EXECUTIVE ACTION ON SB 210

00:17:40 **Motion:** Sen. Malek moved that **SB 210 DO PASS.**

Discussion:

00:17:56 Sen. Malek

00:18:33 **Motion:** Sen. Malek moved that **SB 210 BE AMENDED.**
[EXHIBIT\(ens40a03\)](#)

Discussion:

00:19:10 Sen. Malek

00:19:45 Sen. Barrett

00:20:41 Sonja Nowakowski, Legislative Services Division (LSD)

00:20:51 Sen. Regier

00:21:39 Sen. Malek

00:22:55 Sen. Regier

00:23:12 Sen. Blasdel

00:23:28 Sen. Kary entered the hearing.

00:23:44 Sen. Malek

00:24:09 Sen. Wolken

00:24:40 **Vote:** Motion carried 11-1 by roll call vote with Sen. K. Regier voting no. Sen. Kary did not vote.

00:24:42 **Motion:** Sen. Malek moved that **SB 210 DO PASS AS AMENDED.**

Discussion:

00:25:49 Ms. Nowakowski, LSD

00:26:12 **Substitute Motion/Vote:** Sen. Connell made a Substitute Motion that **SB 210 BE CONCEPTUALLY AMENDED TO STRIKE IMMEDIATE EFFECTIVE DATE.** Substitute Motion carried unanimously by roll call vote.

00:27:00 **Motion:** Sen. Malek moved that **SB 210 DO PASS AS AMENDED.**

Discussion:

00:28:16 Sen. Kary

00:28:29 Sen. Connell

00:29:05 Sen. Malek

00:29:27 **Vote:** Motion failed 5-8 by roll call vote with Sen. Barrett, Sen. Malek, Sen. McNally, Sen. Vuckovich and Sen. Wolken voting aye.

00:30:12 **Motion/Vote:** Sen. Connell moved that **SB 210 BE TABLED AND THE VOTE REVERSED.** Motion carried 8-5 by roll call vote with Sen. Barrett, Sen. Malek, Sen. McNally, Sen. Vuckovich and Sen. Wolken voting no.

EXECUTIVE ACTION ON SJ 10

00:31:48 **Motion:** Sen. Connell moved that **SJ 10 DO PASS.**

Discussion:

00:32:05 Sen. McNally

00:32:32 Chair Ankney

00:32:41 Sen. Richmond

00:34:23 Sen. McNally

00:35:19 Chair Ankney

00:35:58 Sen. McNally

00:36:20 **Vote:** Motion carried 8-5 by roll call vote with Sen. Barrett, Sen. Malek, Sen. Small, Sen. Vuckovich and Sen. Wolken voting no.

00:38:04 Chair Ankney

ADJOURNMENT

Adjournment: 4:20 PM

Charlene Devine, Secretary

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Additional Documents:

EXHIBIT([ens40aad.pdf](#))